THE HON'BLE SRI JUSTICE D.S.R.VARMA
AND
THE HON'BLE SRI JUSTICE P.SWAROOP REDDY

TAKEN UP WRIT PETITION NO.11821 OF 2006

Dated: 22nd June, 2006

Between:

1. J.Narayana and two others

… Petitioners

and

1. The Station House Officer, East Police Station,
   Tirupathi, Chittoor District and another

… Respondents

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ORAL ORDER: **(per the Hon'ble Sri Justice P.Swaroop Reddy)**

This Writ Petition is taken up on the basis of a telegram, dated 09-06-2006, issued by parents-in-law and wife of the alleged detenu, by name, D.Srinivasulu, alleging that he was illegally taken away by the Police, East Police Station, Tirupathi, Chittoor District, on 05-06-2006.

2. On notices being issued by this Court, a counter-affidavit is filed by the Station House Officer, East Police Station, Tirupathi, stating that while the Police were on patrolling duty on the intervening night of 07/08-06-2006 at about 1.15 a.m., the detenu along with one Pandiya Raj was found in suspicious circumstances and when searched, they were found to be possessing candle, match-box and a bunch of keys, which are useful for committing offences. They were taken to the police station at 2.45 a.m., and basing on the Police proceedings, a case in Crime No.113 of 2006 under Section 41 (II) of Cr.P.C., was registered against them, and that both the accused were produced before the Mandal Executive Magistrate, Tirupathi, on 08-06-2006, who took the case on file as M.C.No.89 of 2006 and directed both the persons to execute personal bonds for a sum of Rs.500/- for keeping good behaviour for a period of six months and that thereafter they were released by the Mandal Executive Magistrate on bail on the same day.

3. Concerned material viz., copies of First Information Report, Police proceedings, Case Diary – Part I etc., are also produced.

4. In the circumstances, as the alleged detenu, who was said to be illegally detained by the Police was produced in M.C.No.89 of 2006 before the learned Mandal Executive Magistrate-cum-Mandal Revenue Officer, Tirupathi and was released on bail on execution of personal bonds, nothing remains in the writ petition.

5. Accordingly, the Writ Petition is closed at the stage of admission.

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D.S.R.VARMA, J

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P.SWAROOP REDDY, J

22nd June, 2006.

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